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21 IN THE UNITED STATES DISTRICT COURT
22 FOR THE DISTRICT OF ARIZONA

23 KELVIN D. DANIEL, et al

24 Plaintiffs,

25 v.

26 SWIFT TRANSPORTATION
CORPORATION,

27 Defendant.
28

Case No. 2:11-cv-01548-PHX-ROS

**SECOND NOTICE OF DISCOVERY
AND SETTLEMENT**

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3 Pursuant to this Court's Rule 16 Scheduling Order (Doc. 40), the parties hereby
4 jointly file their Second Notice of Discovery and Settlement.

5 The parties completed Phase I discovery on September 14, 2012. The parties have
6 discussed settlement, but were unable to reach agreement to enter mediation.

7 DATED this 15th day of October, 2012.
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9 Respectfully Submitted,

10 STUMPHAUZER O'TOOLE MCLAUGHLIN
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12 /s/ Matthew A. Dooley
13 *Counsel for Plaintiffs*

14 SNELL & WILMER, LLP

15 /s/ Joseph A. Kroeger
16 *Counsel for Defendant*
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CERTIFICATE OF SERVICE

This will certify that a copy of the foregoing Second Notice of Discovery and Settlement was filed electronically this 15th day of October, 2012. Notice of this filing will be sent to all counsel of record by operation of the Court's electronic filing system.

/s/ Rita Owen